

IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

IN RE:

\*

CASE NO.: 09-15306

\*

\*

SHELD A D. DEITS,

\*

Chapter 13

\*

DEBTOR.

\*

OBJECTION TO CLAIM

COMES NOW the Debtor, Shelda D. Deits, in the above styled matter, by and through their attorney, and object to the following claim:

NOTICE OF OPPORTUNITY TO OBJECT AND FOR HEARING

Pursuant to Local Standing Order, the Court will consider this motion, objection, or other matter without further notice or hearing unless a party in interest files a written objection within thirty (30) days from the date of service of this paper. If you object to the relief requested in this paper, you must file a written objection stating the specific ground or grounds on which your objection is based with the Clerk of the Court at 201 St. Louis Street Mobile, Alabama 36602, and serve a copy on the movants' attorney, Earl P. Underwood, Jr., 21 South Section Street, Fairhope, AL 36532.

If you file and service a written objection stating the specific ground or grounds on which your objection is based within the time permitted, the Court will schedule a hearing and you will be notified. IF YOU DO NOT FILE A PROPER WRITTEN OBJECTION WITHIN THE TIME PERMITTED, THE COURT WILL CONSIDER THAT YOU DO NOT OPPOSE THE GRANTING OF THE RELIEF REQUESTED IN THE PAPER, WILL PROCEED TO CONSIDER THE PAPER WITHOUT FURTHER NOTICE OR HEARING, AND MAY GRANT THE RELIEF REQUESTED.

<u>Claim No.</u>	<u>Claimant</u>	<u>Amount</u>	<u>Specific Basis for Objection</u>
#1	Merrick Bank	\$1,871.02	1. Claim was filed without the documentation required by Fed. R. Bankr. P. 3001(c).

Wherefore, Debtor requests that after notice and hearing, the general unsecured claim be reduced to \$0.

/s/ Earl P. Underwood, Jr.

Earl P. Underwood, Jr.

Law Offices of Earl P. Underwood, Jr.

21 South Section Street

Fairhope, AL 36532

Telephone: 251-990-5558

Facsimile: 251-990-0626

[epunderwood@gmail.com](mailto:epunderwood@gmail.com)

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the above and foregoing pleading upon the Creditor listed below by depositing a copy of the same in the United States mail, properly addressed and first class postage affixed prepaid on this the 30<sup>th</sup> day of November 2009 and John C. McAleer, III, Chapter 13 Standing Trustee, using the electronic filing system.

Merrick Bank  
C/O Resurgent Capital Services  
PO Box 10368  
Greenville SC 29603-0368

/s/ Earl P. Underwood, Jr.

Earl P. Underwood, Jr.